UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

THE UNITED STATES OF AMERICA

VS.

CLAY H. ROJAS, WILLIAM "BILLY" BETTENCOURT, and VIVIANA V. RODRIGUEZ

SUPERSEDING INDICTMENT

COUNT ONE:

18 U.S.C. § 1349 - Conspiracy to Commit

Honest Services Fraud

COUNTS TWO - SIX:

18 U.S.C. §§ 1343 and 1346 - Honest Services

Fraud, 18 U.S.C. § 2 - Aiding and Abetting

COUNT SEVEN:

18 U.S.C. § 1030(a)(2)(C) and (c)(2)(A) -

Unlawfully Obtaining Information from a

Protected Computer

COUNT EIGHT:

18 U.S.C. § 1030(a)(2)(C) and (c)(2)(B)(i) - Unlawfully Obtaining Information from a Protected Computer for Financial Gain

COUNT NINE:

18 U.S.C. § 1030(a)(2)(C) and (c)(2)(B)(i) - Unlawfully Obtaining Information from a Protected Computer for Financial Gain

COUNT TEN:

18 U.S.C. § 1030(a)(2)(C) and (c)(2)(B)(i) - Unlawfully Obtaining Information from a Protected Computer for Financial Gain

COUNT ELEVEN:

18 U.S.C. § 1030(a)(2)(C) and (c)(2)(B)(i) - Unlawfully Obtaining Information from a Protected Computer for Financial Gain

COUNT TWELVE:

18 U.S.C. § 1030(a)(2)(C) and (c)(2)(B)(i) - Unlawfully Obtaining Information from a Protected Computer for Financial Gain

A true bill.

Foreperson

Filed in open court this 70th day of Acril

A.D. 2011

United States Magistrate Judge

Bail. \$ summons to coursel (if represented)

initial Appearance Apr: 127, 2011 at 9:30 AM

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15	15 CLAY H. ROJAS,) Honest Services Fraud; 18 U Aiding and Abetting; 18 U	.S.C. § 371 –
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17) Information from a Protect 17 Defendants.) U.S.C. § 1030(a)(2)(C) and U.S.C. § 1040(a)(a)(b) (b) (c) (c) (c) (c) (c) (c) (c) (c) (c) (c	d (c)(2)(B)(i) =
18	18 Unlawfully Obtaining Info Protected Computer for Fi	rmation from a nancial Gain
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20	SUPERSEDING INDICTMENT	
21	The Grand Jury charges:	
22	22 COUNT ONE: (18 U.S.C. § 1349 – Conspiracy to Commit Honest Services Fra	aud)
23	A. <u>INTRODUCTORY ALLEGATIONS</u>	
24	At all times relevant to this Indictment:	
25	25 1. Clay H. Rojas was an officer of the Santa Clara Police Departme	ent. As a sworn
26	peace officer, Rojas owed a duty to provide honest services to the Santa Clara I	olice Department
27	and to the taxpayers of the City of Santa Clara.	
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	SUPERSEDING INDICTMENT	

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- 2. William "Billy" Bettencourt was affiliated with the Hells Angels Motorcycle Club, in its Santa Cruz chapter. Bettencourt's affiliation changed from prospect to member of the Hells Angels in August 2010. Bettencourt lived and worked in the Northern District of California.
 - 3. Viviana V. Rodriguez was a coworker and associate of Bettencourt.

B. THE OBJECTS OF THE CONSPIRACY

4. Beginning on a date unknown to the Grand Jury, but no later than July 9, 2010, and continuing until October 14, 2010, in the Northern District of California, and elsewhere, the defendants,

CLAY H. ROJAS, WILLIAM "BILLY" BETTENCOURT, and VIVIANA V. RODRIGUEZ,

did knowingly conspire and agree with each other to execute, and to attempt to execute, a material scheme and artifice to defraud the People of the City of Santa Clara, California, and the Santa Clara Police Department of the intangible right to the honest services of Rojas, and, for the purpose of executing such scheme and artifice and attempting to do so, did knowingly transmit, and cause to be transmitted, by wire and radio communications in interstate commerce, certain writings, signs, signals, pictures, to wit, SMS text messages, in violation of Title 18, United States Code, Sections 1343 and 1346.

The Scheme to Defraud

5. The scheme consisted of Rojas providing confidential law enforcement information to Bettencourt in exchange for Bettencourt's forbearance on a debt Rojas owed to him. Rojas provided confidential criminal history and motor vehicle information to Bettencourt in exchange for extensions of time to repay Rojas' debt to Bettencourt. For her part, Rodriguez asked Bettencourt to obtain certain confidential criminal history and motor vehicle information for her, knowing when she did so that the information she was requesting was restricted, that Bettencourt was not entitled to obtain it, and therefore that any effort by him to do so on her behalf would necessarily be by unlawful means.

SUPERSEDING INDICTMENT

SUPERSEDING INDICTMENT

C. THE MANNER AND MEANS OF THE CONSPIRACY

- 6. The objects of the conspiracy were carried out, in substance, as follows:
- a. Rojas was employed by the Santa Clara Police Department as a sworn peace officer. In that capacity, Rojas had access to certain computer databases that contained information regarding individuals' criminal histories, active arrest warrants, and driver's license information, including motor vehicle registration and addresses. Access to these databases, including the California Law Enforcement Telecommunications System (CLETS) and the Criminal Justice Information Control (CJIC), and the use of the confidential information contained therein, was restricted to official users acting within the scope of their official duties.
- b. On a number of occasions, beginning no later than July 9, 2010, Rojas, acting at the request of Bettencourt, used those databases, and caused other persons to use them, to retrieve confidential criminal history and motor vehicle information as to specific persons and license plate numbers. Rojas then provided that information to Bettencourt. Bettencourt was not authorized to obtain or receive confidential law enforcement or motor vehicle information.
- c. Rodriguez knowingly participated in the scheme by requesting confidential criminal history and motor vehicle information from Bettencourt. Rodriguez requested that information knowing full well that Bettencourt was not legally allowed to obtain it, and only after Rodriguez had tried and failed to obtain the information using lawful means.
- d. Bettencourt induced Rojas to obtain confidential criminal history and motor vehicle information by giving Rojas money in the form of a "loan." Bettencourt then requested and received confidential information from Rojas, in lieu of money, in return for an extension on repaying that financial obligation.

Interstate Nexus

7. The computer databases accessed or caused to be accessed by Rojas were through the California Law Enforcement Telecommunications System (CLETS), and the Criminal Justice Information Control (CJIC). CLETS and CJIC are part of a secure interstate network of computers, and are used in and affect interstate commerce and communication. The databases accessed through CLETS included systems maintained in Sacramento by the California

- Department of Justice, including (1) California Department of Motor Vehicles (CA DMV), (2) Wanted Person System (WPS), (3) local databases maintained in Santa Clara County, and Alameda County Warrant System (AWS), among others, as well as (4) the National Crime Information Center (NCIC), a database maintained by the FBI as part of the Criminal Justice Information System (CJIS) maintained in Clarksburg, West Virginia. CJIC is a criminal justice database that tracks individuals from arrest to adjudication in the County of Santa Clara. CLETS and CJIC are available to local, State, and federal agencies to query information regarding criminal history records and related criminal justice activities.
- 8. The defendants communicated, among other ways, through Short Message System (SMS) text messaging. SMS text messaging allows users to send and receive text messages of up to 160 alphanumeric characters on a handset. Those messages are delivered using radio waves transmitted over an interstate cellular network facility.
- 9. Bettencourt subscribed to cellular telephone service through the AT&T cellular network, which has its SMS servers in the State of Washington. As a result, any SMS text message sent to or from Bettencourt in California would cause a radio communication to be transmitted between the states of California and Washington.

All in violation of Title 18, United States Code, Sections 1349, 1343, and 1346.

COUNTS TWO THROUGH SIX:

18 U.S.C. §§ 1343 and 1346 – Honest Services Fraud, 18 U.S.C. § 2 – Aiding and Abetting

- 10. The factual allegations set forth in paragraphs one through nine are realleged and incorporated as if fully set forth here.
- 11. Beginning on a date unknown to the Grand Jury, but no later than July 9, 2010, and continuing until October 14, 2010, in the Northern District of California and elsewhere, the defendants named in each of counts Two through Six below, having devised and intending to devise a material scheme and artifice to defraud the People of the City of Santa Clara, California, and the Santa Clara Police Department of the intangible right to the honest services of Rojas, did, for the purpose of executing said scheme and artifice, knowingly transmit, and cause to be transmitted, by means of wire and radio communications in interstate commerce, the wire and SUPERSEDING INDICTMENT

radio communications identified below:

COUNT	DATE	DEFENDANTS	WIRE or RADIO COMMUNICATION
Two	7/9/2010	Bettencourt Rojas	Query sent from California using the National Crime Information Center (NCIC) for criminal history information regarding Bettencourt.
Three	8/16/2010	Bettencourt Rojas	SMS text message using AT&T from Bettencourt to Rojas stating, "\$?"
Four	8/19/2010	Bettencourt Rojas	SMS text message using AT&T from Bettencourt to Rojas stating, "I'm done. Can u r my name and check status? Yhank u."
Five	8/20/2010	Bettencourt Rojas	SMS text message using AT&T from Rojas to Bettencourt stating, "2005 chrysler registered to [S.W.] out of Sacramento."
Six	9/3/2010	Bettencourt Rojas	Query sent from California using the National Crime Information Center (NCIC) for criminal history information regarding person identified in this indictment by the initials, C.C.

All in violation of Title 18, United States Code, Sections 1343 and 1346, and 18 U.S.C. § 2.

COUNT SEVEN:

(18 U.S.C. § 1030(a)(2)(C) and (c)(2)(A)) – Unlawfully Obtaining Information from a Protected Computer)

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- 12. The factual allegations contained in paragraphs one through nine are realleged and incorporated as if fully set forth here.
- On or about June 18, 2010, in the Northern District of California, the defendant, 13.

CLAY H. ROJAS.

did intentionally exceed authorized access to the CLETS system, a protected computer, in order to obtain information regarding F.V., in violation of Title 18, United States Code, Sections 1030(a)(2)(C) and (c)(2)(A).

COUNT EIGHT:

(18 U.S.C. § 1030(a)(2)(C) and (c)(2)(B)(i)) – Unlawfully Obtaining Information from a Protected Computer for Financial Gain)

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14. The factual allegations contained in paragraphs one through nine are realleged and incorporated as if fully set forth here.

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SUPERSEDING INDICTMENT

1	15. On or about July 9, 2010, in the Northern District of California, the defendant,		
2	CLAY H. ROJAS,		
3	did intentionally exceed authorized access to the CLETS system, a protected computer, in order		
4	to obtain information regarding William "Billy" Bettencourt for purposes of private financial		
5	gain, in violation of Title 18, United States Code, Sections 1030(a)(2)(C) and (c)(2)(B)(i).		
6	COUNT NINE: (18 U.S.C. § 1030(a)(2)(C) and (c)(2)(B)(i)) – Unlawfully Obtaining Information from a Protected Computer for Financial Gain)		
7	Information from a Protected Computer for Financial Gain)		
8	16. The factual allegations contained in paragraphs one through nine are realleged and		
9	incorporated as if fully set forth here.		
10	17. On or about July 9, 2010, in the Northern District of California, the defendant,		
11	CLAY H. ROJAS,		
12	did intentionally exceed authorized access to the CJIC system, a protected computer, in order to		
13	obtain information regarding C.C. for purposes of private financial gain, in violation of Title 18		
14	United States Code, Sections 1030(a)(2)(C) and (c)(2)(B)(i).		
15	COUNT TEN: (18 U.S.C. § 1030(a)(2)(C) and (c)(2)(B)(i)) – Unlawfully Obtaining Information from a Protected Computer for Financial Gain)		
16			
17	18. The factual allegations contained in paragraphs one through nine are realleged and		
18	incorporated as if fully set forth here.		
19	19. On or about August 20, 2010, in the Northern District of California, the		
20	defendant,		
21	CLAY H. ROJAS,		
22	did intentionally exceed authorized access to the CLETS system, a protected computer, in order		
23	to obtain information regarding the license plate ****728 for purposes of private financial gain,		
24	in violation of Title 18, United States Code, Sections 18 U.S.C. § 1030(a)(2)(C) and (c)(2)(B)(i).		
25	COUNT ELEVEN: (18 U.S.C. § 1030(a)(2)(C) and (c)(2)(B)(i)) – Unlawfully Obtaining Information from a Protected Computer for Financial Gain)		
26	20. The factual allegations contained in paragraphs one through nine are realleged and		
27	incorporated as if fully set forth here.		
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21. On or about September 3, 2010, in the Northern District of California, the 1 defendant, 2 CLAY H. ROJAS, 3 did intentionally exceed authorized access to the CLETS system, a protected computer, in order 4 to obtain information regarding C.C. for purposes of private financial gain, in violation of Title 5 18, United States Code, Sections 18 U.S.C. § 1030(a)(2)(C) and (c)(2)(B)(i). 6 COUNT TWELVE: $(18 \text{ U.S.C.} \ \S \ 1030(a)(2)(C) \text{ and } (c)(2)(B)(i)) - \text{Unlawfully Obtaining}$ 7 Information from a Protected Computer for Financial Gain) 8 22. The factual allegations contained in paragraphs one through nine are realleged and 9 incorporated as if fully set forth here. 10 On or about September 3, 2010, in the Northern District of California, the 23. 11 defendant, 12 CLAY H. ROJAS, 13 did intentionally exceed authorized access to the CJIC system, a protected computer, in order to 14 obtain information regarding William "Billy" Bettencourt for purposes of private financial gain, 15 in violation of Title 18, United States Code, 18 U.S.C. § 1030(a)(2)(C) and (c)(2)(B)(i). 16 17 DATED: 18 4/20/2011 19 20 21 22 **MELINDA HAAG** United States Attorney 23 24 25 Chief, San Jose Branch 26 27 (Approved as to form: 28

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SUPERSEDING INDICTMENT

Name of Assistant U.S. Attorney (if assigned) AUSA Daniel Kaleba ADDITIONAL INFORMATION OR COMMENTS PROCESS: SUMMONS NO PROCESS* WARRANT Bail Amount: If Summons, complete following: Arraignment Initial Appearance Defendant Address: c/o Law Office of Daniel Jensen, P.C. 4675 Stevens Creek Blvd, Suite 250, Santa Clara, CA 95051-6767 This report amends AO 257 previously submitted This report amends AO 257 previously submitted Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment Date/Time: 4/27/11 at 9:00a.m. Before Judge: Grewal	DEFENDANT INFORMATION RELATIVE	TO A CRIMINAL ACTION, IN H.S. DISTRICT COURT
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PROCEEDING Name of Complaintant Agency, or Person (& Title, if any) FBI S/A David Brown person is awaiting trial in another Federal or State Court, give name of court this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District this is a reprosecution of charges previously dismissed which were dismissed on motion of. U.S. ATTORNEY DEFENSE this prosecution relates to a pending case involving this same defendant were recorded under MAGISTRATE CASE NO. Name and Office of Person Furnishing Information on this form MELINDA HAAG U.S. Attorney Other U.S. Agency Name of Assistant U.S. ALSA Daniel Kaleba ADDITIONAL INFORMATION OR COMMENTS PROCESS: SUMMONS NO PROCESS' WARRANT If Summons, complete following: Arraignment No PROCESS' WARRANT If Summons, complete		DISTRICT COURT NUMBER
Name of Complaintant Agency, or Person (& Title, if any)		10-00931 LHK
Name of Complaintant Agency, or Person (& Title, if any)		
Name of Complaintant Agency, or Person (& Title, if any) FBI S/A David Brown person is awaiting trial in another Federal or State Court, give name of court this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District this is a reprosecution of charges previously dismissed which were dismissed on motion of: U.S. ATTORNEY DEFENSE this prosecution relates to a pending case involving this same defendant were recorded under MAGISTRATE CASE NO. The prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under Mame and Office of Person Eyrushing information on this form MELINDA HAAG EYU.S. Attorney Other U.S. Agency Name of Assistant U.S. Attorney (if assigned) AUSA Daniel Kaleba ADDITIONAL INFORMATION OR COMMENTS Bail Amount: "Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment "Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment "Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment "Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment "Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment "Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment "Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment "Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment "Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment "Where defendant		
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give name of court give name of court		Summons was served on above charges —
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U.S. ATTORNEY DEFENSE this prosecution relates to a pending case involving this same defendant prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under Name and Office of Person Furnishing Information on this form MELINDA HAAG U.S. Attorney Other U.S. Agency Name of Assistant U.S. Attorney (if assigned) AUSA Daniel Kaleba ADDITIONAL INFORMATION OR COMMENTS PROCESS: Summons, complete following: Arraignment Is Initial Appearance Defendant Address: C/O Law Office of Daniel Jensen, P.C. 4675 Stevens Creek Blvd, Suite 250, Santa Clara, CA 95051-6767 If answer to (6) is "Yes", show name of institution Has detainer Yes give date field DATE OF Month/Day/Year Month/Day/Year TO U.S. CUSTODY Where defendant previously submitted and previously submitted *Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment Before Judge: Grewal	Which were distrissed of frotion).
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Attorney (if assigned) AUSA Daniel Kaleba ADDITIONAL INFORMATION OR COMMENTS PROCESS: SUMMONS NO PROCESS* WARRANT Bail Amount: If Summons, complete following: Arraignment Initial Appearance Defendant Address: c/o Law Office of Daniel Jensen, P.C. 4675 Stevens Creek Blvd, Suite 250, Santa Clara, CA 95051-6767 AUSA Daniel Kaleba *Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment Date/Time: 4/27/11 at 9:00a.m. Before Judge: Grewal	☑ U.S. Attorney ☐ Other U.S. Agenc	y
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	c/o Law Office of Daniel Jensen, P.C.	Date/Time: 4/27/11 at 0:00a m Refore Judgo: C
	Comments:	Deloie Judge. Grewar

Penalty Sheet: U.S. vs Rojas, et.al., CR 10-00931 LHK

Count One: 18 U.S.C. § 1349 - Conspiracy to Commit Honest Services Fraud

20 years imprisonment per count \$250,000 fine 3 years supervised release \$100 special assessment

Counts Two - Six: 18 U.S.C. §§ 1343 and 1346 - Honest Services Fraud, 18 U.S.C. § 2 - Aiding and Abetting

20 years imprisonment per count \$250,000 fine 3 years supervised release \$100 special assessment

Count Seven: 18 U.S.C. \S 1030(a)(2)(C) and (c)(2)(A) - Unlawfully Obtaining Information from a Protected Computer

1 year imprisonment\$100,000 fine1 year supervised release\$25 special assessment

Counts Eight – Twelve - 18 U.S.C. § 1030(a)(2)(C) and (c)(2)(B)(i) - Unlawfully Obtaining Information from a Protected Computer for Financial Gain

5 years imprisonment \$250,000 fine 3 years supervised release \$100 special assessment AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE	TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT
BY: COMPLAINT INFORMATION INDICTME	A Law Control of the
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OFFENSE CHARGED SUPERSE	
SEE ATTACHED SHEET	Petty SAN JOSE PHYSIAN D 3: 50
	disdeneanor elony DEFENDANT - U.S RICHARD W. WIEKING WILLIAM "BILLY" BETTENCOURT DISTRICT COURT NUMBER 10-00931 LHK
	DEFENDANT
PROCEEDING	IS NOT IN CUSTODY
Name of Complaintant Agency, or Person (& Title, if any)	Has not been arrested, pending outcome this proceeding. 1) If not detained give date any prior
FBI S/A David Brown	summons was served on above charges
person is awaiting trial in another Federal or State Court, give name of court	3) Is a Fugitive 3) Is on Bail or Release from (show District)
this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District this is a reprosecution of charges previously dismissed which were dismissed on motion of: U.S. ATTORNEY DEFENSE	IS IN CUSTODY 4) On this charge 5) On another conviction
this prosecution relates to a pending case involving this same defendant magnification prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under	TIED
Name and Office of Person Furnishing Information on this form MELINDA HAAG	DATE TRANSFERRED Month/Day/Year TO U.S. CUSTODY
☑ U.S. Attorney ☐ Other U.S. Ager	ncy
Name of Assistant U.S. Attorney (if assigned) AUSA Daniel Kaleba	This report amends AO 257 previously submitted
PROCESS: ADDITIONAL I	NFORMATION OR COMMENTS ————————————————————————————————————
SUMMONS NO PROCESS* WARRANT	Bail Amount:
If Summons, complete following: Arraignment Initial Appearance Defendant Address:	* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment
	Date/Time: Before Judge:
Comments:	

Penalty Sheet: U.S. vs Rojas, et.al., CR 10-00931 LHK

Count One: 18 U.S.C. § 1349 - Conspiracy to Commit Honest Services Fraud

20 years imprisonment per count \$250,000 fine 3 years supervised release \$100 special assessment

Counts Two - Six: 18 U.S.C. §§ 1343 and 1346 - Honest Services Fraud, 18 U.S.C. § 2 - Aiding and Abetting

20 years imprisonment per count \$250,000 fine 3 years supervised release \$100 special assessment

Count Seven: 18 U.S.C. \S 1030(a)(2)(C) and (c)(2)(A) - Unlawfully Obtaining Information from a Protected Computer

1 year imprisonment\$100,000 fine1 year supervised release\$25 special assessment

Counts Eight – Twelve - 18 U.S.C. § 1030(a)(2)(C) and (c)(2)(B)(i) - Unlawfully Obtaining Information from a Protected Computer for Financial Gain

5 years imprisonment \$250,000 fine 3 years supervised release \$100 special assessment AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELAT	VE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT
SY: COMPLAINT INFORMATION X INDIC	MENT Name of Distlict Court_and/or Judge/Magistrate Location
OFFENSE CHARGED SUPE	
SEE ATTACHED SHEET	Petty SAN JOSE DIVISION
EE ATTACHED SHEET	LUIT MITTE D
_	Miede RICHARD W. WEKING
L	meanor VIVIANA & ROORIGUEZTRICT COURT
[>	Felony DISTRICT COURT NUMBER
ENALTY: SEE ATTACHED SHEET	10-00931 LHK
	DEFENDANT
PROCEEDING	IS <i>NOT</i> IN CUSTODY
Name of Complaintant Agency, or Person (& Title, if any	Has not been arrested, pending outcome this proceeding. 1) If not detained give date any prior
FBI S/A David Brown	summons was served on above charges
person is awaiting trial in another Federal or State C give name of court	ourt, 2) S a Fugitive
	3) 🔀 Is on Bail or Release from (show District)
this person/presseding is transferred from another d	NDCA NDCA
this person/proceeding is transferred from another of per (circle one) FRCrp 20, 21, or 40. Show District	
	IS IN CUSTODY
this is a reprosecution of	4) On this charge
- charges previously dismissed	OW 5) On another conviction Federal State
William Wele distrissed on motion	ET NO. 6) Awaiting trial on other charges
U.S. ATTORNEY DEFENSE	If answer to (6) is "Yes", show name of institution
<u> </u>	
this prosecution relates to a pending case involving this same	Has detainer Yes If "Yes" give date
	TRATE been filed? No filed
prior proceedings or appearance(s) before U.S. Magistrate regarding this	DATE OF Month/Day/Year ARREST
defendant were recorded under	Or if Arresting Agency & Warrant were not
ame and Office of Person urnishing Information on this form MELINDA HA	DATE TRANSFERRED Month/Day/Year TO U.S. CUSTODY
☑ U.S. Attorney ☐ Other U.S.	Agency
ame of Assistant U.S. ttorney (if assigned) AUSA Daniel Kaleba	This report amends AO 257 previously submitted
PROCESS: ADDITION	AL INFORMATION OR COMMENTS
PROCESS: ☐ SUMMONS ☐ NO PROCESS* ☐ WARR.	.NT Bail Amount:
If Summons, complete following:	
Arraignment Initial Appearance	* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment
Defendant Address:	and some and
	Date/Time: Before Judge:

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5 years imprisonment\$250,000 fine3 years supervised release\$100 special assessment